# COUNTY OF FAIRFAX, VIRGINIA

## SPECIAL PERMIT RESOLUTION OF THE BOARD OF ZONING APPEALS

VIOLETA BORGONO / CHILDREN'S ACADEMY OF EARLY LEARNING, INC., SP 2014-MA-060 Appl. under Sect(s). 8-305 of the Zoning Ordinance to permit a home child care facility. Located at 6332 Meetinghouse Way, Alexandria, 22312, on approx. 1,430 sq. ft. of land zoned R-8. Mason District. Tax Map 72-2 ((13)) 17. Mr. Hammack moved that the Board of Zoning Appeals adopt the following resolution:

WHEREAS, the captioned application has been properly filed in accordance with the requirements of all applicable State and County Codes and with the by-laws of the Fairfax County Board of Zoning Appeals; and

WHEREAS, following proper notice to the public, a public hearing was held by the Board on September 17, 2014; and

WHEREAS, the Board has made the following findings of fact:

1. The applicant is the owner of the land.
2. The Board has a staff recommendation of approval.

AND WHEREAS, the Board of Zoning Appeals has reached the following conclusions of law:

THAT the applicant has presented testimony indicating compliance with the general standards for Special Permit Uses as set forth in Sect. 8-006 and the additional standards for this use as contained in the Zoning Ordinance.

NOW, THEREFORE, BE IT RESOLVED that the subject application is **APPROVED** with the following limitations:

1. This approval is granted to the applicant, Violeta Borgono and Children's Academy of Early Learning, Inc., only and is not transferable without further action of the Board, and is for the location indicated on the application, 6332 Meetinghouse Way, and is not transferable to other land.

2. This special permit is granted only for the home child care facility use indicated on the special permit plat prepared by Susan Caicedo, dated September 2, 2014, and approved with this application, as qualified by these development conditions.

3. A copy of this special permit **SHALL BE POSTED IN A CONSPICUOUS PLACE ON THE PROPERTY OF THE USE** and be made available to all departments of the County of Fairfax during the hours of operation of the permitted use.

4. The maximum hours of operation of the home child care facility shall be limited to 7:00 a.m. to 6:00 p.m., Monday through Friday.

5. The maximum number of children on site at any one time shall be 12, excluding the applicant's own children.

6. The dwelling that contains the child care facility shall be the primary residence of the applicant.

7. There shall be no signage associated with the home child care facility.

8. The nap area shall be located in an area with adequate egress.

9. The maximum number of non-resident assistants for the home child care shall be one.

10. All pickup and drop off of children shall be limited to the applicant's assigned parking spaces. The applicant and the assistant shall not park in the applicant's assigned parking spaces during the hours of operation of the daycare. The approval of the use is contingent upon the applicant's continued right to use these parking spaces.

This approval, contingent upon the above-noted conditions, shall not relieve the applicant from compliance with the provisions of any applicable ordinances, regulations or adopted standards.

Pursuant to Sect. 8-015 of the Zoning Ordinance, this special permit shall automatically expire, without notice, six (6) months after the date of approval unless the use has been established as outlined above. The number of children shall not be increased above seven until all conditions are met. The Board of Zoning Appeals may grant additional time to establish the use if a written request for additional time is filed with the Zoning Administrator prior to the date of expiration of the special permit. The request must specify the amount of additional time requested, the basis for the amount of time requested, and an explanation of why additional time is required.

Mr. Smith seconded the motion, which carried by a vote of 7-0.

A Copy Teste:

Lorraine A. Giovinazzo, Deputy Clerk
Board of Zoning Appeals